

ALEX G. TSE (CABN 152348)
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UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN JOSE DIVISION

UNITED STATES OF AMERICA,

Plaintiff,

v.

JOSE SANCHEZ FLORES,

Defendant.

Case No. 5:17-cr-00506-BLF

STIPULATION AND [PROPOSED]
ORDER SETTING TRIAL SCHEDULE
AND EXCLUDING TIME

The Defendant Jose Sanchez Flores and the government, by and through undersigned counsel, appeared before the Court on January 8, 2019 for a hearing on Defendant's Motion to continue the trial dates set by the Court on November 20, 2018. Defendant's Motion was granted, and the matter was set for trial on September 4, 2019 at 9:00 a.m. Counsel for the Defendant requested that time be excluded under the Speedy Trial Act between January 8, 2019 and September 4, 2019 in order to review discovery and conduct necessary investigation. The government has no objection.

Accordingly, Defendant and the United States hereby STIPULATE and AGREE that time under the Speedy Trial Act be excluded from January 8, 2019 and September 4, 2019 pursuant to 18 U.S.C. §§ 3161(h)(7)(A) and (B)(iv) to allow for effective preparation of counsel, taking into account the exercise of due diligence.

1 Respectfully submitted,

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13 [PROPOSED] ORDER

14 Pursuant to the Motion of Defendant Jose Sanchez Flores, and for good cause show, the trial
15 schedule set by the Court on November 20, 2018 is hereby VACATED, and IT IS ORDERED the
16 following schedule is hereby set:

17 Further Status Conference set for 5/28/2019 at 9:00 a.m.

18 Hearing on Pretrial Motions (except Motions in Limine) set for 7/18/2019 at 1:30 p.m.

19 Final Pretrial Conference set for 8/6/2019 at 1:30 p.m.

20 Jury Selection and Jury Trial set for 9/4/2019 at 9:00 a.m.

21 Additionally, pursuant to the Stipulation of Defendant Jose Sanchez Flores and the United States,
22 the representations of counsel, and for good cause shown, the Court finds that failing to exclude the time
23 between January 8, 2019 and September 4, 2019 would unreasonably deny Defendant continuity of
24 counsel and would deny counsel the reasonable time necessary for effective preparation, taking into
25 account the exercise of due diligence. 18 U.S.C. § 3161(h)(7)(B)(iv). The Court further finds that the
26 ends of justice served by excluding the time between January 8, 2019 and September 4, 2019 from
27 computation under the Speedy Trial Act outweigh the best interests of the public and the defendant in a
28 speedy trial. Therefore, IT IS FURTHER ORDERED that the time between January 8, 2019 and

September 4, 2019 shall be excluded from computation under the Speedy Trial Act. 18 U.S.C. § 3161(h)(7)(A) and (B)(iv).

DATED: _____

THE HONORABLE BETH LABSON FREEMAN
UNITED STATES DISTRICT JUDGE